IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY FOURTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

and
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 13572 of 2005

Between:

1 Ch.Narasimha Rao, Ex-President, Government IV Class

Employees Association and attender in the Sub-Court,

Kandukur, Prakasam District.
2 P.Swamulu, Ex-Secretary, Government IV Employees Association

and Attender O/o the Assistant Engineer, Irrigation Department,

Singarayakonda, Prakasam District.

..... PETITIONERS

AND

1 Dasari Audi Lakshmi W/o. Nageswara Rao
Pakala Village, Singarayakonda Mandalam
Prakasam District.
2 Sanneboyina Ramaiah IV class employee, Assistant Director

Office of Agriculture, Kandukur Prakasam district.
3 Dasari Venkateswarlu S/o. Kotasiah
Kandukur Prakasam district.
4 Challa Venkateswarlu S/o. Lakshmaiah
Kandukur Prakasam district.
5 Medikonda Lingaiah S/o. Narasaiah, IV Class Employee,
Medical Dept., Near Govt. Hospital, Kandukur Prakasam

district.

6 Keesarapu Anandam, S/o. Nammal, Attender, Local
Fund Office, Kandukur, Prakasam district.
7 Amara Kotaiah, S/o. Nagaiah,
Kandukur, Prakasam district.
8 Darla Bangaru ,S/o. Raghavulu,
Medical Dept., Govt. Hospital,Ongole, Prakasam district.
9 Shaik Allabaksh S/o. Ranjani, Driver, IV Class Employee,
Cooperative Society, Kandukur, Prakasam district.
10 Tanneru Venkata Ramanamma, W/o. Late Kondaiah
Kandukur Prakasam district.
11 Galanki Veera Raghavulu, S/o. Raghavulu
Kandukur Prakasam district.
12 Kocharla Chinnaiah, S/o. Chennaiah
Naladala Post, Valetivaripalem Mandal Prakasam district.
13 Machiraju Prasada Rao, S/o. Hanumantha Rao
Ulavapadu Mandalam, Prakasam district.
14 Majula Kondaiah, S/o. Ankaiah
Naladapur Village, V.V. Palem Mandal, Prakasam district.
15 Shaik Rasool, S/o. Meera Saheb,
Addanki, Prakasam district.
16 V. Anjaneyulu (Present President) Government IV Class

Employees Association (Medical Department), Near Govt.

Hospital Kandukur, Prakasam district.
17 M. Srinivasulu (immediate Past Secretary) Govt.IV Class

Employees Association, O/o. M.R.O Ponnalur Village and

Mandal Prakasam district.
18 D.Dasu (Present Secretary), Govt. IV Class Employees

Association, Attender, O/o. Dy. Executive Engineer, R&B Dept.,

Kandukur, Prakasam district.
19 Govt. IV Class Employees Association Rep.by its President
Kandukur.

(Respondents 16 to 19 are not necessary parties to

this Writ Petition)

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ order or direction more particularly one in the nature of writ of certiorari to call for the records in connection with Docket order dt.28/4/2005 in F.A.Sr.Nos.2032/2005 to 2075/2005 on the file of the Hon'ble State Commission, Consumers Redressal Forum, Hyderabad and to quash the same as illegal, arbitrary and consequently direct the Hon'ble State Commission, Consumers Redressal Forum, Hyderabad to entertain the above said appeals, and to grant such other relief or reliefs as this Hon'ble Court deems fit and proper in the circumstances of the case.

Counsel for the Petitioners:MR.SEELAM.VENKATESWARLU
Counsel for the Respondents:

The Court at the stage of admission made the following :

O R D E R (Per the Hon'ble Sri Bilal Nazki, ACJ)

The District Forum directed the petitioners to register certain plots in the name of the respondents within three months. It also ordered compensation of Rs.25,000/- towards mental agony and Rs.500/- as costs. Aggrieved by the same, the petitioners filed an appeal before Andhra Pradesh State Consumer Disputes Redressal Commission, Hyderabad. The State Commission did not entertain the appeal and directed the petitioners to comply with Section 15 of the Consumer Protection Act, 1986 (for short "the Act"). Section 15 of the Act requires that 50 per cent of the amount as decreed by the District Forum or Rs.25,000/- whichever is less should be deposited before the appeal is entertained. As such, we do not find any fault with the order passed by the State Commission. Even, otherwise, the order of the State Commission is appealable before the National Commission.

The writ petition is accordingly dismissed. No order as to costs.

(Bilal Nazki, ACJ)

24th June, 2005

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(G.Chandraiah,J)

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To

1 The President, Govt. IV Class Employees

Association, Kandukur.

2 Two C.D copies.